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5 Attorney for Defendants
6 Todd Sankey and The Sankey Firm, Inc.

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8 **UNITED STATES DISTRICT COURT**
9 **CENTRAL DISTRICT OF CALIFORNIA**
10 **SOUTHERN DIVISION**

11
12) **Case No.: 8:11-cv-00485 AG (AJWx)**
13)
14 Lisa Liberi, et al.,) **NOTICE OF MOTION AND MOTION**
15) **FOR SUMMARY JUDGMENT BY**
16 Plaintiffs,) **DEFENDANTS TODD SANKEY AND**
17 vs.) **THE SANKEY FIRM, INC., AS TO**
18 Orly Taitz, et al.,) **PLAINTIFF PHILIP J. BERG**
19 Defendants)
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Date: 3 February 2014

Time: 10:00 am

Courtroom: 10D

1 **TO THE HONORABLE COURT, ALL PARTIES AND**
2 **THEIR RESPECTIVE ATTORNEYS OF RECORD:**

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4 **PLEASE TAKE NOTICE** that, on 3 January 2014, at 10:00 a.m. or as
5 soon thereafter as the matter may be heard, before the Honorable Andrew J.
6 Guilford, Courtroom 10 D of the United States District Court for the Central
7 District of California, located at 411 West Fourth Street, Santa Ana, California
8 92701, Defendants Todd Sankey and The Sankey Firm, Inc., will, and hereby
9 do, move, under Rule 56 of the Federal Rules of Civil Procedure, for summary
10 judgment against all Plaintiffs, except for Mr. Berg, against whom summary
11 judgment has already been granted.

12 Specifically, Defendants Todd Sankey and The Sankey Firm, Inc., will
13 move on the grounds that prior to being served in the first Pennsylvania
14 action, they had no knowledge of the existence of any of the Plaintiffs, took no
15 acts that related or concerned any of the Plaintiffs and never authorized any
16 person to use The Sankey Firm, Inc.'s IRBSearch account to perform any
17 searches concerning the Plaintiffs or, indeed, concerning anyone other than
18 those involved in The Sankey Firm's work for its clients.

19 This motion is based upon:

- 20 (i) this Notice of Motion and Motion;
21 (ii) the accompanying Memorandum of Points and Authorities;
22 (iii) the accompanying Declaration of Todd Sankey (previously submitted);
23 (iv) the accompanying Statement of Uncontroverted Facts and Conclusions of
24 Law;
25 (v) the pleadings, papers, and other documents on file herein; and,
26 (vi) such further material as the Court may consider at or before the hearing
27 on this Motion.
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1 Pursuant to Local Rule 7-3, Mr. Marcus, counsel for the Plaintiffs and I
2 communicated repeatedly about this case, resolving this case and this motion
3 (analogous to the prior motion), but no resolution was possible.

4 In the interests of judicial economy and the possible convenience of
5 this Honorable Court, Todd Sankey and The Sankey Firm, Inc., will stipulate
6 to waive oral argument.

7
8 Respectfully submitted on this 1st day of December 2013,

9 /s/ *Marc Steven Colen*

10 Marc Steven Colen
11 The Colen Law Firm
12 Attorney for Defendants,
13 Todd Sankey and The Sankey Firm, Inc.
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